

IT25-

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Reed Smith LLP
2500 One Liberty Place
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Philadelphia, PA 19103-7301
215.851.8100
Fax 215.851.1420

June 13, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Utility Patent Application No. 10/585,389
Inventors: Srivats *et al.*
Applicant: Wheels India Limited
For: Wheels Of Unitary Construction And
Method Of Making Same
Docket No. 04-40395-US (884456.20001)

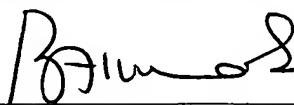
Dear Sir:

Enclosed for filing in connection with the subject application, please find the following documents:

1. Petition to Withdraw Holding of Abandonment – Office Communication Not Received; including Exhibits A through D; and
2. Return Receipt Postage Prepaid Postcard.

The Commissioner is hereby authorized to charge any fees, which may be required by this paper, to Deposit Account No. 18-0586.

Respectfully submitted,


Nanda P.B.A. Kumar
Registration No. 44,853
Attorney for Applicant

EXPRESS MAIL CERTIFICATE

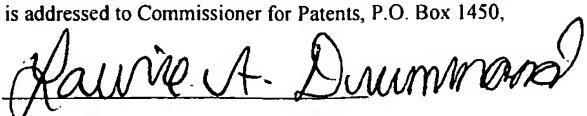
Express Mail Label No. EV 699485365 US

Date of Deposit June 13, 2008

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Name: Laurie A. Drummond

Signature



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r e e d s m i t h . c o m



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Srivats, et al.

Serial No.: 10/585,389 Group Art Unit No.: Not Yet Assigned

Filed: July 6, 2006 Attorney Docket No. 04-40395-US

For: **WHEELS OF UNITARY CONSTRUCTION AND METHOD OF MAKING SAME**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT – OFFICE COMMUNICATION NOT RECEIVED

Sir:

Further to the undersigned Attorney's telephone conversation of today with Officer Daniel Stemmer from the PCT Legal Office, this is a petition to withdraw the holding of abandonment in the above case on the basis that the Notification of Missing Requirements (herein referred to as "the Office Communication" or "this Communication") forming the basis of the abandonment was not received.

I hereby state that the Office Communication indicated, as mailed on September 13, 2007, was not received and that search of the file jacket and the docket records indicates that the Office Communication was not received.

A copy of the docket record where the non-received Office Communication would have been entered had it been received and docketed is attached herewith (Exhibit A). A two month period for reply was set in the non-received Office Communication. The copy of the docket report shows all replies docketed for a date at least two months from September 13, 2007, the mail date of the non-received Office Communication, thereby serving as documentary proof non-receipt of the Office Communication.

As additional evidence of non-receipt of the Office Communication, Applicant also attaches herewith a copy of the Status Letter dated March 4, 2008 (Exhibit B). Applicant

became aware of the existence of the non-received Office Communication only after the receipt of the response letter dated June 4, 2008 from the PCT Legal Office (Exhibit C). Soon after the receipt of the response letter from the PCT Legal Office, a request for the non-received Office Communication was made to and the Office Communication was transmitted by Officer Mark Ragland (Exhibit D).

In consideration of these submissions, it is respectfully submitted that the holding of abandonment be withdrawn.

The Commissioner is hereby authorized to charge any fees, which may be required by this paper, to Deposit Account No. 18-0586.

Respectfully submitted,

Date: June 13, 2008


Nanda P.B.A. Kumar
Registration No. 44,853
2500 One Liberty Place
1650 Market Street
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(215) 241-7991
Attorney for Applicant

EXPRESS MAIL CERTIFICATE

Express Mail Label No. EV 699485365 US

Date of Deposit June 13, 2008

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Name: Laurie A. Drummond

Signature

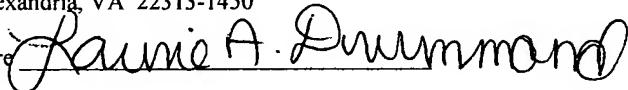


EXHIBIT A

YOUR#	04-40395US			PRINTED ON: 06/13/2008					
COUNTRY	US	UNITED STATES		TITLE					
NEW/CON	DCA	SERIAL#	10/585,389	WHEELS OF UNITARY CONSTRUCTION AND METHOD OF MAKING SAME					
RELATED	04-40395WO	PATENT#							
TYPE	UTL	STATUS	PENDING						
CLIENT	884456	WHEELS INDIA LIMITED		1	CREF	20001			
AGENT	US04	REED SMITH LLP			AREF	20001			

ID	O	ACTION	BASE	DU IN	DU E	EXTNS	FINAL	EXT	RESPONSE	CALL UP	1	2	P
PR	Y	PRELIM AMENDMENT	07/06/2006										
PO	N	PUBLISH AS AMENDED	07/06/2006	1M	08/06/2006		08/06/2006	0	07/31/2006	1M	Y	Y	Y
N/A													
PC	N	POST CARD CHECK	07/06/2006	1M	08/06/2006		08/06/2006	0	07/25/2006	0M	Y	Y	Y
DS	N	INF DISCLOSURE STMT	07/06/2006	3M	10/06/2006		10/06/2006	0	09/19/2006	1M	Y	Y	Y
PC	N	POST CARD CHECK	09/19/2006	1M	10/19/2006		10/19/2006	0	09/26/2006	0M	Y	Y	Y
CY	N	CLAIM PRIORITY	07/06/2006	4M	11/06/2006		11/06/2006	0	11/14/2006	1M	Y	Y	Y
N/A													
SI	Y	SUPPL IDS W/PTO-1449	11/13/2006										
PC	N	POST CARD CHECK	11/13/2006	1M	12/13/2006		12/13/2006	0	11/20/2006	0M	Y	Y	Y
SI	Y	SUPPL IDS W/PTO-1449	04/26/2007										
PC	N	POST CARD CHECK	04/26/2007	1M	05/26/2007		05/26/2007	0	05/04/2007	0M	Y	Y	Y
	Y	STATUS LETTER	08/29/2007										
PC	N	POST CARD CHECK	08/29/2007	1M	09/29/2007		09/29/2007	0	09/06/2007	0M	Y	Y	Y
AS	Y	ASSIGNMENT	10/02/2007										
NE	Y	NTC OF RECORDATION	10/02/2007										
PC	N	POST CARD CHECK	03/04/2008	1M	04/04/2008		04/04/2008	0	03/10/2008	0M	Y	Y	Y
SI	Y	SUPPL IDS W/PTO-1449	06/09/2008										
PC	N	POST CARD CHECK	06/09/2008	1M	07/09/2008		07/09/2008	0		0M	Y	Y	Y
SC	N	STATUS CHECK	07/06/2006	25M	08/06/2008		08/06/2008	0		1M	Y	Y	Y
CMN FILED STATUS LTR ON 3/4/08													
FS	N	FILG RCPT STATUS CHK	07/06/2006	25M	08/06/2008		08/06/2008	0		0M	Y	Y	Y

INVENTORS													
RAM SRIVATS													
JAYARAM S.													

PRIOR APPLICATIONS													
REFERENCE#	CNTRY	SERIAL#	FILED	TITLE / DESCRIPTION					TYPE				
04-40395WO	WO	PCT/N05/00006	01/06/2005	WHEELS OF UNITARY CONSTRUCTION AND METHOD OF MAKING SAME					APPL				

USER-DEFINABLE FIELDS		PATENT FIELDS		
REEL	019907	SMALL ENTITY	Yes	PUBL #
FRAME	0612	IND CLAIMS		ART UNIT
PUBL#		TOTAL CLAIMS		CONFIRM#
				EXAMINER

P01688US00 ENTERED 07/07/2006 MODIFIED 06/09/2008 3 BY HR ATTORNEYS CHP / NK / CMN

EXHIBIT B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Srivats, et al.

Serial No.: 10/585,389 Group Art Unit No.: Not Yet Assigned

Filed: July 6, 2006

For: WHEELS OF UNITARY CONSTRUCTION AND METHOD OF MAKING
SAME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EV831193170US

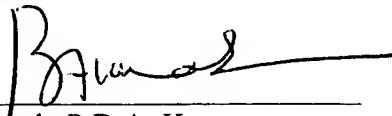
STATUS LETTER

Sir:

More than 19 months have passed since the filing of the Patent Application on July 6, 2006 and there has been no communication received from the U.S. Patent and Trademark Office.

Accordingly, and in an effort to monitor the status of this application, Applicant respectfully requests to be advised in writing of the current status of the above-identified application at the Office's earliest convenience.

Respectfully submitted,



Nanda P.B.A. Kumar
Registration No. 44,853
2500 One Liberty Place
1650 Market Street
Philadelphia, PA 19103-7301
(215) 241-7991
Attorney for Applicant

EXPRESS MAIL CERTIFICATE

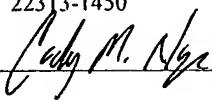
Express Mail Label No. EV 831193170 US

Date of Deposit March 4, 2008

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Name: Cody M. Nye

Signature



Customer Copy

Label 11-F, April 2004



Post Office To Addressee



EV 831193170 US

ORIGIN (POSTAL SERVICE USE ONLY)		
PO ZIP Code 19104	Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 2nd Del. Day	Postage \$ 16.25
Date Accepted 3/4/08	Scheduled Date of Delivery 3/5/08	Return Receipt Fee \$
Mo. Day Year Mo. Day Year	Scheduled Time of Delivery <input checked="" type="checkbox"/> Noon <input type="checkbox"/> 3 PM	COD Fee / Insurance Fee \$ / \$
Time Accepted 7:23 AM	Military <input type="checkbox"/> 2nd Day <input checked="" type="checkbox"/> 3rd Day	Total Postage & Fees \$ 16.25
Flat Rate <input checked="" type="checkbox"/> by Weight lbs. ozs.	Int'l Alpha Country Code	Acceptance Emp. Initials OM

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Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		

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FROM: (PLEASE PRINT) PHONE ()
 INTELLECTUAL PROPERTIES
 REEDSMITH, LLP
 PO BOX 7990
 PHILADELPHIA PA 19101-7990
04-40395-US Wheal's Inv. et al.
 3/4/08 11:11:11 (74/10000000000000000000000000000000)

FOR PICKUP OR TRACKING: Visit WWW.USPS.COM or Call 1-800-222-1811

TO: (PLEASE PRINT) PHONE ()
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 PO BOX 1450
 ALEXANDRIA VA 22313-1450

TS
22313-1450

11/03/08 100

Pat./Serial No. **10/1585,389**

Title: **Wheels of Military Construction and
Method of Making Same**

1) Status Letter]

Status Letter

Appl./Patentee **Jivats, et al.**

Atty. Docket # **04-40395-US**



The Patent and Trademark Office acknowledges,
And has stamped hereon, the date of the receipt of
The items listed below:

Cert. Of Mailing:

1st Class Date _____

Express Mail Date **3-4-2008**

Label No. **EV 831193170 US**

EXHIBIT C



UNITED STATES PATENT AND TRADEMARK OFFICE

04 JU 2008

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Nanda P.B.A. Kumar
Reed Smith LLP
2500 One Liberty Place
1650 Market Street
Philadelphia, PA 19103

Dear Mr. Kumar:

This is in response to your communication received 02 June 2008 requesting status of the U.S. national stage application 10/585,389 filed July 6, 2006 from the international application PCT/ES05/00327. The U.S. Designated/Elected Office (DO/EO/US) presently has a 20 - 25 months backlog in processing Notification of Missing Requirements and Filing Receipts for all filed U.S. national stage applications. USPTO records show that a "Notification of Missing Requirements" (Form PCT/DO/EO/905) was mailed 13 September 2007 to the attention of Louis M. Heidelberger. There is no record of a response to the Notification of Missing Requirements received by DO/EO/US.

Mark Ragland
Paralegal Specialist
PCT Legal Office

Tel: (571) 272-3295
Fax: (571) 273-0419

MSR/MR:mr

EXHIBIT D

PCT HELP DESK

MAIL STOP PCT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
Phone: 703-305-3257
Fax: 571-273-0419

Fax

To: Cody Nye **From:** PCT HELP DESK

Fax: 215 851-1420 **Date:** June 10, 2008

Phone: **Pages:** 3

Re: 10/585,389 **CC:**

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

Comments:

Cody,

As per your request, please see the following copy of the Notification of Missing Requirements (Form PCT/DO/EO/905) that was mailed September 13, 2007.

Thank you,

Mark Ragland

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

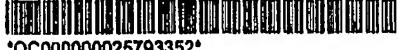
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/585,389	Ram Srivats	04-40395-US

Louis M Heidelberger
 Reed Smith LLP
 2500 One Liberty Place
 1650 Market Street
 Philadelphia, PA 19103

INTERNATIONAL APPLICATION NO.	
PCT/IN05/00006	
I.A. FILING DATE	PRIORITY DATE

01/06/2005 01/07/2004

CONFIRMATION NO. 2991
371 FORMALITIES LETTER



OC00000025793352

Date Mailed: 09/13/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/06/2006
- Copy of the International Search Report filed on 07/06/2006
- Information Disclosure Statements filed on 04/26/2007
- Oath or Declaration filed on 07/06/2006
- Small Entity Statement filed on 07/06/2006
- U.S. Basic National Fees filed on 07/06/2006
- Specification filed on 07/06/2006
- Claims filed on 07/06/2006
- Abstracts filed on 07/06/2006
- Drawings filed on 07/06/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/585,389	PCT/IN05/00006	04-40395-US

FORM PCT/DO/EO/905 (371 Formalities Notice)